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JAMES H. HARRIS
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**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION**

CIVIL ACTION NO. C-1-00-869

**MARK R. HOOP and
LISA J. HOOP**

**PLAINTIFFS/
COUNTERCLAIM DEFENDANTS**

**V. STIPULATIONS AS TO JOINT EXHIBITS, PLAINTIFFS'
EXHIBITS, AND DEFENDANTS' EXHIBITS**

**JEFFREY W. HOOP, STEPHEN E. HOOP, and
HOOPSTERS ACCESSORIES, INC.**


**DEFENDANTS/
COUNTERCLAIM PLAINTIFFS**

The parties, by counsel, stipulate to the admissibility of the following exhibits:

- JX1 Undated eagle sketch provided to Plaintiffs by Defendants
- JX2 Undated eagle sketch provided to Plaintiffs by Defendants
- JX3 Undated eagle sketch provided to Plaintiffs by Defendants
- JX4 Confidential Disclosure Agreement between the Hoop Brothers and Mark
- JX5 Confidential Disclosure Agreement between the Hoop Brothers and Lisa
- JX6 Sketches of eagles made by Lisa Hoop, photographs of eagles
obtained by Lisa Hoop, and final line drawing of eagle made
by Lisa Hoop (total of 17 pages)
- JX7 Lisa Hoop's letters to Steve Hoop, dated December 16, 1998
- JX8 Lisa Hoop's letters to Jeff Hoop, dated December 22, 1998, with attachment
- JX9 Lisa Hoop's Invoice dated February 1, 1999
- JX10 Lisa Hoop's letter to Jeff Hoop, dated April 21, 1999
- JX11 Lisa Hoop's fax to Jeff Hoop, dated April 27, 1999
- JX12 Lisa Hoop's letter to Jeff Hoop, dated May 5, 1999
- JX13 Lisa Hoop's letter to Jeff Hoop, dated June 3, 1999

- JX14 Lisa Hoop's letter to Hoopster's, dated November 3, 1999
- JX15 Lisa Hoop's Invoice dated December 9, 1999
- JX16 United States Design Patent No. Des. 428,831
- JX17 Patent and Trademark Office file history for United States Design Patent No. Des. 428,831
- JX18 United States Design Patent No. Des. 431,211
- JX19 Patent and Trademark Office file history for United States Design Patent No. Des. 431,211
- JX20 United States Copyright No. VAu 490-992, dated April 3, 2000
- JX21 United States Copyright No. VAu 494-540, dated April 3, 2000
- JX22 Fine-Tech Tooling invoice dated April 21, 1999
- JX23 UCC Financing Statement
- JX24 Security Agreement
- JX25 Cognovit Note with Warrant of Attorney
- JX26 Eagle Fairing Dresser Installation
- JX27 Photographs of eagle fairing guard die casting die and Related equipment
(Copies attached)
- JX28 Harley-Davidson motorcycle fairing guard
- JX29 Plaintiffs' eagle fairing guard product and package
- JX30 Defendants' eagle fairing guard product and package
- JX31 Defendants' Declaration and Power of Attorney, dated November 15, 1999
- JX32 Harley-Davidson Eagle Fairing Decals, 1995
- JX33 Notice of Intent, dated October 23, 1998 (2 pages)
- JX34 Letter dated January 4, 2000, to Jeff Hoop from Saliwanchik firm
- JX35 Manufacturing Agreement dated February 10, 2000 (3 pages)

- JX36 Copy of voided check no. 1278 issued by Jeffrey W. Hoop to Fine-Tech Tooling
- PX2 Target Container Co. quotation dated March 9, 2000
- PX21 Fine-Tech Tooling costs to date, dated May 28, 1999
- PX22 Fine-Tech Tooling Hoopers costing sheet, dated November 5, 1999
- PX23 Tooling Costs Note from Mark Hoop to Jeff Hoop, dated November 5, 1999
- DX1 "Poor Man's Patent" (a certified letter from Jeffrey W. Hoop to Jeffrey W. Hoop, dated October 27, 1998)
- DX2 Letter from Timothy Magee to Jeffrey W. Hoop and Stephen E. Hoop, dated March 10, 2000
- DX3 November, 2001, issue of Thunder Press magazine
- DX5 Joyce Keniston's Confidential Disclosure Agreement
- DX6 Jeff Hoop's Fax to Lisa Hoop (12/22/98)
- DX7 Fax from The Webster Group to Lisa Hoop (11/01/99)
- DX8 Quotation from The Webster Group to Lisa Hoop (11/02/99)


STELLA B. HOUSE, J.D.
Kentucky Bar No. 81805


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V.

STIPULATION

JEFFREY W. HOOP, STEPHEN E. HOOP, and
HOOPSTERS ACCESSORIES, INC.

DEFENDANTS/
COUNTERCLAIM PLAINTIFFS

The parties, by counsel, stipulate the following fact:

That United States Design Patent No. Des. 428,831, entitled "PAIR OF MOTORCYCLE FAIRING EDGE GUARDS," was issued by the U.S. Patent and Trademark Office on August 1, 2000, to defendants, Jeffrey W. Hoop and Stephen E. Hoop from an application for patent filed by them with that agency on November 18, 1999.

Stella B. House, Jr.
STELLA B. HOUSE, J.D.
Kentucky Bar No. 81805

Alfred J. Mangels
ALFRED J. MANGELS, ESQ.

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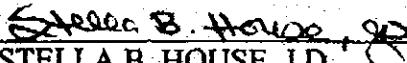
STIPULATION

**JEFFREY W. HOOP, STEPHEN E. HOOP, and
HOOPSTERS ACCESSORIES, INC.**

**DEFENDANTS/
COUNTERCLAIM PLAINTIFFS**

The parties, by counsel, stipulate the following fact:

That United States Copyright Registration No. VAu 494-540 directed to a sculpture of a flying eagle names Mark Hoop and Lisa Hoop as the authors of that work.


STELLA B. HOUSE, J.D.
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HOOPSTERS ACCESSORIES, INC.

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The parties, by counsel, stipulate the following fact:

That Mark Hoop manufactured, offered for sale, and sold die-cast metallic eagle fairing guards that infringed Defendants' design patent.

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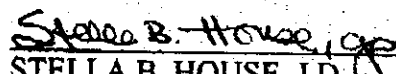
STIPULATION

JEFFREY W. HOOP, STEPHEN E. HOOP, and
HOOPSTERS ACCESSORIES, INC.

DEFENDANTS/
COUNTERCLAIM PLAINTIFFS

The parties, by counsel, stipulate the following fact:

That Jeffrey W. Hoop and Stephen E. Hoop represented to the Patent and Trademark Office that they were the original, first, and joint inventors of the ornamental design patented in U.S. Design Patent No. Des. 428,831, that their names appear on their patent as the inventors, and that they jointly and severally own that patent.


STELLA B. HOUSE, J.D.
Kentucky Bar No. 81805


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PLAINTIFFS/
COUNTERCLAIM DEFENDANTS

V.

STIPULATION

JEFFREY W. HOOP, STEPHEN E. HOOP, and
HOOPSTERS ACCESSORIES, INC.

DEFENDANTS/
COUNTERCLAIM PLAINTIFFS

The parties, by counsel, stipulate the following fact:

That Plaintiffs each signed respective confidential disclosure agreements that were presented to them by Defendants.

Stella B. House, Jr.
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Kentucky Bar No. 81805

Alfred J. Mangels, Esq.
ALFRED J. MANGELS, ESQ.

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STIPULATION

JEFFREY W. HOOP, STEPHEN E. HOOP, and
HOOPSTERS ACCESSORIES, INC.

DEFENDANTS/
COUNTERCLAIM PLAINTIFFS

The parties, by counsel, stipulate the following fact:

That United States Copyright Registration No. VAu 490-992 directed to a line drawing of
a flying eagle names Lisa Hoop as the author of that work.

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HOOPSTERS ACCESSORIES, INC.**

**DEFENDANTS/
COUNTERCLAIM PLAINTIFFS**

The parties, by counsel, stipulate the following fact:

That the ornamental design that is the invention claimed in United States Design Patent No. Des. 428,831 and the ornamental design that is the invention claimed in United States Design Patent No. Des. 431,211 are identical.

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DEFENDANTS/
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The parties, by counsel, stipulate the following fact:

That Mark R. Hoop and Lisa J. Hoop represented to the Patent and Trademark Office that they were the original, first, and joint inventors of the ornamental design patented in U.S. Design Patent No. Des. 431,211, that their names appear on their patent as the inventors, and that they jointly and severally own that patent.

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DEFENDANTS/
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The parties, by counsel, stipulate the following fact:

That United States Design Patent No. Des. 431,211, entitled "PAIR OF MOTORCYCLE FAIRING EDGE GUARDS," was issued by the U.S. Patent and Trademark Office on September 26, 2000, to Plaintiffs Mark R. Hoop and Lisa J. Hoop from an application for patent filed by them with that agency on March 28, 2000.

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